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18 *Attorneys for Defendant*

19 *The FRS Company*

20 **UNITED STATES DISTRICT COURT**

21 **NORTHERN DISTRICT OF CALIFORNIA**

22 LAWRENCE BRANDON, on behalf of himself
23 and all others similarly situated,

Case No. 11-CV-6639 (RS)

24 Plaintiff,

25 vs.
26 The FRS Company, d/b/a The FRS Healthy
27 Energy Company,

**JOINT STIPULATION AND [PROPOSED]
ORDER SETTING MOTION TO STRIKE
BRIEFING SCHEDULE**

Honorable Richard Seeborg

28 Defendant.

1 WHEREAS, Defendant The FRS Company, d/b/a The FRS Healthy Energy Company,
2 (“Defendant”) filed a Motion to Strike Portions of Plaintiff Lawrence Brandon’s (“Plaintiff”) Class
3 Action Complaint on February 24, 2012 (Docket No. 9).

4 WHEREAS, due to Plaintiff’s counsel’s schedule and work in other matters, a brief extension of
5 one week on the normal briefing deadlines is needed.

6 WHEREAS, there have been no previous modifications of the briefing schedule.

7 IT IS HEREBY STIPULATED AS FOLLOWS:

8 The Defendant’s Motion To Strike will be briefed and heard pursuant to the following schedule:

9 February 24, 2012: Defendant filed Motion To Strike (Docket No. 9)

10 March 16, 2012: Last day to file an opposition to Defendant’s Motion To Strike

11 March 29, 2012: Last day to file a reply brief in support of Defendant’s Motion To Strike

12 April 12, 2012, 1:30 p.m.: Hearing on Defendant’s Motion To Strike

14 DATED: February 27, 2012

Respectfully submitted,

15 **FINKELSTEIN THOMPSON LLP**

17 By: /s/ Rosemary M. Rivas

18 Rosemary M. Rivas

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24 *Attorney for Individual and Representative
25 Plaintiff Lawrence Brandon*

25 DATED: February 27, 2012

26 **SHEPPARD, MULLIN, RICHTER & HAMPTON
27 LLP**

28 By: /s/ Neil A.F. Popović

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11 *Attorneys for Defendant*
12 *The FRS Company*

13 **CERTIFICATION**

14 I, Rosemary M. Rivas, am the ECF User whose identification and password are being used to
15 file this JOINT STIPULATION AND [PROPOSED] ORDER SETTING MOTION TO STRIKE
16 BRIEFING SCHEDULE. Pursuant to General Order 45, section X.B, I attest that Neil A.F. Popović has
17 concurred in this filing.

18 **ORDER**

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

20 Dated: 2/28, 2012

21 By: 
22 Honorable Richard Seeborg
23 United States District Court Judge